

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

Scheduled: 1:30 PM
Started: 1:50 PM
Ended: 2:35 PM

MINUTES OF PROCEEDINGS

HONORABLE AIDA M. DELGADO-COLON, U.S. DISTRICT JUDGE

COURTROOM DEPUTY: Sarah V. Ramón

DATE: May 9, 2019

COURT REPORTER: Amy Walker

CASE: CR. 18-0413 (ADC)

ATTORNEYS:

UNITED STATES OF AMERICA

AUSA Kelly Zenon-Matos
AUSA Vanessa Bonhomme

VS.

1 Tomas Junior Sanchez-Gonzalez

Ricardo Izurieta-Ortega

2 Johanny M. Feliciano-Gonzalez

Francisco M. Dolz-Sanchez
Ruben Cerezo-Hernandez

3 Tomas Niochard Sanchez-Feliciano

José L. Novas-Debien, substituted by Jose Aguayo

4 Felix A. Perrocier-Garcia

Edwin Prado-Galarza

5 Daniel Salaman-Rodriguez

Rafael Castro, substituted by Raymond Sánchez

6 Rosali Maldonado-Barreto

Olga Shepard

7 Walkiria Grullon-Rodriguez

Thomas R. Lincoln-San-Juan (excused)

8 Dianna Gonzalez-Agosto

Claudia M. Izurieta, substituted by Ricardo Izurieta

9 Hector William Rabsatt

10 Edgardo R. Garcia-Santos

Ignacio Fernandez-De-Lahongrais,

11 Angel L. Umpierre-Ramos

Anita Hill

12 Anibal Rosado-Sanchez

Raúl Mariani (substituted by Jason González)

13 Bryan S. Hernandez-Valcarcel

Mariangela Tirado

14 Maria C. Carmona-Lozada

Ramon L. Garay, substituted by Jason González)

15 Gabriel Figueroa-Pagan

Ramon M Gonzalez-Santiago (excused)

16 Juan G. Rodriguez-Tosado

Jason González

17 Steven A. Pagan-Rondon

Carlos M. Sanchez-La-Costa

18 Orlando M. Torres-Bermudez

Juan E. Alvarez-Cobián

20 Jose R. Matos-Ortiz

Lydia Lizarribar-Masini, (excused)

21 Omar Quinones-Rivera	Juan A. Albino-Gonzalez
22 Luis A. Oquendo-Maldonado	Luis A. Guzman, substituted by David Ramos
23 John M. Rentas-Rivera	Jose Aguayo
24 Luis Daniel Soto	
25 Ruben Rivera-Chevere	Maribel Flores-Fonseca
26 Luis N. Santiago-Medina	Juan Matos de Juan
27 Olga I. Torres-Laruy	Jorge L. Gerena, substituted Ramón González
28 Eduardo Lacodet-Leon	Raymond Rivera-Esteves
29 Exel O. Santiago	Miguel Oppenheimer
30 Edgardo Martinez-Encarnacion	Johnny Rivera-Gonzalez
31 Christian Febres-Gaetan	Jorge E. Rivera-Ortiz
32 Suhali Salaman	Rafael Anglada-Lopez
33 Jennifer Santiago-Cabrera	Antonio Bauza, José Suárez-Santa
34 Eliud Acosta-Rivera	Ismael Rodriguez-Izquierdo (excused)
35 Mario J. Caban-Leon	Edgar Sánchez
36 Noris Gautier-Rios	Antonio Bisbal
37 Domingo Castellanos-Pagan	Jose C. Romo-Matienzo
38 Kevin Roman-Bonilla	Manuel L. Morales-Schmidt (excused)
39 Christian M. Santiago-Chittenden	Irma Valdejuli, substituted by Mariangela Tirado
40 Junior Tomas Sanchez-Gonzalez	Edwin E. Leon-Leon (excused)
41 Bryan J. Rivera-Conde	Javier A. Morales-Ramos
42 Emmanuel Perrocier-Vazquez	Raymond L. Sanchez-Maceira
43 Kenneth L. Carrasquillo-Marrero	Maricarmen Almodovar
44 Edgardo Castellano-Rivera	Ernesto Hernandez-Milan (excused)
45 Jean Paul Castellano-Rivera	Humberto Guzman-Rodriguez
46 Carlos J. Melendez-Fernandez	Kendys Pimentel, substituted by Marie Cortés
47 Carlos Melendez-Marrero	David Ramos-Pagan

49 Jonathan Gonzalez-Agosto	Diego H. Alcala-Laboy
50 Julio C. Rosado-Lacen	David J. Colon-Almenas
51 Hector A. Davila-Encarnacion	Joseph Boucher
52 Jose L. Sierra-Lopez	
53 Jaime J. Baez-Torres	Melanie Carrillo, substituted by Jason González
55 George A. Touma-Abreu	Benito Rodríguez
56 Jose L. Melendez-Ramos	Manuel San Juan
57 Carmelo E. Rivera-Rivera	Guarionex Landrau
58 Joel Beltran-Rosario	
59 Josue O. Encarnacion-Torres	Julie A. Soderlund
60 Jomar Rashid Torres-Torres	Tim Bower-Rodriguez
61 Lee R. Fontanez-Monell	Jose Agustin Arce-Diaz (excused)
62 Edgardo R. Lebron-Diaz	Luz M. Rios-Rosario
63 Jean C. Rivera-Castro	
64 Roberto C. Ayala-Cancel	Juan Carlos Deliz
65 Joshua L. Collazo	Guillermo Macari
66 Omar Martinez-Encarnacion	Ian C. Garcia, substituted by Jason González
67 Luis O. Santiago-González	Artemio Rivera
68 Carlos J. Caneda-Osorio	Robert Millán (excused)
69 Jose Z. Ortiz-Pabon	Yassmin González-Velez
70 Angel D. Pimentel-Serrano	Lillian N. Miranda-Rodriguez
71 Carlos Valladares-Pagan	Giovanni Canino, substituted by Joseph Boucher
72 Francisco Rosado-Besares	Marta T. Rey-Cacho
73 Antonio Rodriguez-Aguilar	Jose A. Suárez-Santa
74 Alexander Falcon-Gonzalez	Saul Roman-Santiago
75 Edwin Rodriguez-Torres	Juan Masini (excused)
77 Jose A. Arzola-Sanchez	Juan Nieves-Cassas

78 Jaime Rivera-Rosario	Emilio Morris-Rosa
79 Alex T. Gonzalez-Alcocer	Rosa Ivette Bonini-Laracuenta
80 Leroy F. Perez-Rivera	
81 Juan N. Pagan-Encarnacion	Thomas Trebilcock-Horan
82 Yadiel A. Rosario-Fontanez	Hector J. Dauhajre
83 Rene R. Latony-Rosado	Jose Gaztambide, substituted by Joseph Boucher
84 Wendy Lee Torres	Miguel A. Rodriguez-Robles
85 Jose E. Reyes-Allende	Jose G. Perez-Ortiz
86 Angel Luis Domenech-Maldonado	Mario A. Carrillo-Cotto
87 Felix L. Figueroa-Resto	
88 FNU LNU aka: Chapu	
89 Waldemar Vega-Torres	Julio Cesar Alejandro-Serrano
90 Christian Rodriguez-Santos	Ovidio E. Zayas-Perez
91 Yadiel A. Malave-Lopez	Wilfredo Rios-Mendez
92 Sylkia Fernandez-Mitchell	Marie L. Cortes-Cortes
93 Tomas Gonzalez-Lopez	Miriam R. Ramos-Grateroles
94 Fernando Santiago-Chittenden	Luis A. Rodríguez-Muñoz
95 Zeuleimary Ramos-Santiago	Fernando Omar Zambrana-Aviles
96 Dereshley Fuertes-Feliciano	Ruben Cerezo-Hernandez
97 FNU LNU aka: Yaniel	

CASE CALLED FOR A FOURTH STATUS CONFERENCE:

Government informed the following:

- Defendants 19 and 54 entered plea of guilty.
- Defendants 9, 24, 52, 58, 63, 80, 87, 88 and 97 remain fugitive.
- Evidence inspection took place in early March 2019.
- A fourth discovery package was notified to the defense on April 2, 2019.

- Individual discovery packages will be delivered next Monday. (Discovery will be uploaded next week).
- Specific discovery requests were addressed.
- Plea negotiations remain ongoing and final plea offers will be tendered shortly.
- As to trial length, Government informed it will need three (3) weeks to present its case in chief. Will present 20-25 witnesses at trial.

Ex-Parte Sidebar Conference held with Government.

The defense informed the following:

- Attorney Romo requested additional discovery that will address the arguments raised in Motion to Suppress filed at ECF No. 879 and if provided, the Motion to Suppress may be moot.¹
- Attorney Jason Gonzalez requested on behalf of his client, that a plea offer be tendered.²
- Attorney Dolz requested that Rule 404 (b) evidence be provided.³
- Attorney Aguayo informed on behalf of attorney Miriam Ramos, that she will be filing a Bill of Particulars shortly. Counsel also advised, on behalf of attorney Novas, that no plea offer has been tendered as to his client.
- Attorney Rodríguez-Muñoz informed that no plea offer has been tendered as to his client. Next week will meet with Government for a proffer session and engage in plea negotiations.
- At the request of attorney Trebilcock, an ex-parte sidebar conference was held on the record.
- Sidebar Conference held with Government's counsel and attorney Humberto Guzman.
- Attorney Bisbal also requested a plea offer be tendered.
- Ex-Parte Sidebar Conference held with attorney Marie Cortés regarding Motion filed at ECF No. 768. Court reviewed the same and the request was Granted. Defense counsel to submit proposed order and to be delivered to chambers.
- Remaining defense attorneys had no other pending matters to discuss at this moment.

Court ordered the following:

- Government to make available discovery package for review of defendants housed at the Tallahatchie County Correctional facility in Mississippi and file informative motion accordingly.

¹ Government argued the request is for Jencks Material to be disclosed. Court ordered parties to meet for a proffer session.

² Government informed that plea offers will be tendered today to attorneys Jason Gonzalez, Juan Alvarez and Carlos Sanchez.

³ Government clarified that surveillance documents were provided at the re-opening of the bail hearing held as to Dereshley Fuertes (96), and attorney Ruben Cerezo represents said and also appears as co-counsel for defendant Johanny Feliciano (2) along with attorney Dolz.

- Within the next ten (10) days, parties are to inform if there is a need to hold a hearing on the Motion to Suppress filed by attorney Romo or if the matter was addressed and disposed of informally by the parties.
- Government to file informative motion as to discovery packages yet pending to be picked up by defense attorneys.
- Order shall be issued shortly setting plea cut-off deadline.
- Individual discovery packages to be made available by no later than Monday, May 13, 2019. (uploaded to the USA/Fx Website).
- A Further Status Conference is set for August 8, 2019 at 2:00 p.m.
- Jury Trial setting for the first ten (10) defendants of the Indictment is set for October 7-25, 2019 at 9:00 a.m. Defense to take notice that substitutions will be made accordingly as defendants start entering plea of guilty.

S/Sarah V. Ramón
Courtroom Deputy Clerk